



**DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES**

901 South Stewart Street, Suite 2002

Carson City, Nevada 89701-5250

(775) 684-2800 • Fax (775) 684-2811

(800) 992-0900

(In Nevada Only)

<http://water.nv.gov>

NOTICE OF INTENT TO ACT UPON A REGULATION

**Notice of Workshop and Hearing for the Adoptions of Amendments to
the Rules Governing Practice and Procedure in Protest Hearings Before the
State Engineer.**

The Nevada Division of Water Resources will hold a public workshop and public hearing on proposed amendments to the Rules Governing the Practice and Procedure in administrative hearings on protested water right applications. These rules are found in Nevada Administrative Code § chapter 533.

WORKSHOP

DATE: Friday, December 12, 2008
TIME: 9:00 a.m.
PLACE: Bryan Building (NDWR Office)
Tahoe Hearing Room, 2nd Floor
901 S. Stewart Street
Carson City, Nevada

FINAL ADOPTION HEARING

The Division of Water Resources will hold a public final adoption hearing at the following location and time:

DATE: Thursday, January 22, 2009
TIME: 9:00 a.m.
PLACE: Bryan Building (NDWR Office)
Tahoe Hearing Room, 2nd Floor
901 S. Stewart Street
Carson City, Nevada

The following information is provided pursuant to the requirements of NRS § 233B.0603:

The purpose of the workshop and hearing is to receive comments regarding the amendment of the rules governing the practice and procedure of administrative hearings on protested water-right applications. These regulations were first adopted in February 1995 and have not been amended since the date of their adoption and warrant refinement. The current regulations are found in chapter 533 of the Nevada Administrative Code.

A hard copy of the revised text can be viewed at County Libraries, the State Library, the State Archives, offices of the Division of Water Resources in Las Vegas, Elko, Winnemucca and Carson City or can be downloaded from the Division's website on the Internet at <http://water.nv.gov>. In all counties in which an office of the agency is not maintained, a copy can be viewed at the main public library during business hours.

Those libraries are:

Mineral County Public Library, Hawthorne, Nevada
Nevada State Library, Carson City, Nevada
Pershing County Library, Lovelock, Nevada
Storey County Library, Virginia City, Nevada
Tonopah Public Library, Tonopah, Nevada
Washoe County Library, Reno, Nevada
White Pine County Library, Ely, Nevada
Carson City Library, Carson City, Nevada
Churchill County Library, Fallon, Nevada

Clark County District Library, Las Vegas, Nevada
Douglas County Library, Minden, Nevada
Elko County Library, Elko, Nevada
Esmeralda County Library, Goldfield, Nevada
Humboldt County Library, Winnemucca, Nevada
Lander County Library, Battle Mountain, Nevada
Lincoln County Library, Pioche, Nevada
Lyon County Library, Yerington, Nevada

Copies of this notice and the proposed amendments to the regulations will also be mailed to members of the public upon request. A reasonable fee may be charged for copies.

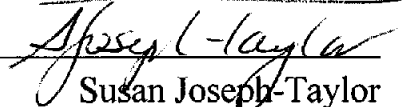
The proposed amendments to the regulations will have no impact on small businesses as they merely govern those who by choice come before the State Engineer at an administrative hearing.

There are no other state or local governmental agencies with regulations that overlap or duplicate these regulations. The proposed regulations are not required pursuant to federal law. The proposed regulations do not duplicate nor are more stringent than federal law.

The proposed regulations do not establish a new fee or an increase to an existing fee.

Persons wishing to comment on the proposed amendments to the regulations may do so by appearing at the scheduled workshop or by submitting written comments to the Division of Water Resources, 901 South Stewart Street, Suite 2002, Carson City, Nevada 89701, Attention: Susan Joseph-Taylor, by December 12, 2008.

Upon adoption of any regulation, the agency, if requested to do so, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against the adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.


Susan Joseph-Taylor
Chief, Hearings Section

Dated this 30th day of
October, 2008